

## CERTIFICATE OF EFS FILING UNDER 37 CFR § 1.8

I hereby certify that this correspondence is being electronically transmitted to the United States Patent and Trademark Office, Commissioner for Patents, via the EFS pursuant to 37 CFR § 1.8 on the below date:

Date: July 6, 2010 Name: /Michael E. Hussey/  
Michael E. Hussey (Reg. No. 63,265)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Kenji Ishii et al.

Appln. No.: 10/772,223

Filed: February 3, 2004

For: APPARATUS AND A METHOD FOR  
OPTIMIZING NETWORK RESOURCES  
EMPLOYED IN DATA COMMUNICATION

Examiner: Alicia Baturay

Art Unit: 2446

Conf. No.: 2202

Attorney Docket No.: 9683/165

## TRANSMITTAL

MAIL STOP AMENDMENT  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

**Attached is/are:**

☒ Summary of Interview and Reply to Office Action dated April 9, 2010 (9 pgs.); Transmittal (1 pg.)

**Fee calculation:**

- ☒ No additional fee is required.
- ☐ Small Entity.
- ☐ An extension fee in an amount of \$\_\_\_\_\_ for a \_\_\_\_\_-month extension of time under 37 CFR § 1.136(a).
- ☐ A petition or processing fee in an amount of \$\_\_\_\_\_ under 37 CFR § 1.17(\_\_\_\_).
- ☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity		
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	OR	Rate	Add'l Fee	
Total	10	Minus	6	0	x \$26=			x \$52=		
Indep.	1	Minus	1	0	x \$110=			x \$220=		
First Presentation of Multiple Dep. Claim					+\$195=			+ \$390=		
Total					\$			Total		\$

**Fee payment:**

- ☐ Please charge Deposit Account No. 23-1925 in the amount of \$\_\_\_\_\_ for \_\_\_\_\_.
- ☐ Payment by credit card in the amount of \$\_\_\_\_\_ (Form PTO-2038 is attached).
- ☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

07/06/2010 \_\_\_\_\_  
Date

/Michael E. Hussey/  
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